

**Ernie Fletcher**  
Governor

**LaJuana S. Wilcher**  
Secretary  
Environmental and Public  
Protection Cabinet



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**Environmental Quality Commission**

Lindell Ormsbee, Chair, *Lexington*  
Betsy Bennett, Vice-Chair, *Louisville*  
Patty Wallace, *Louisa*  
Gary Revlett, *Shelbyville*  
Gordon Garner, *Prospect*  
Eugene Zick, *Russellville*  
Laura Knoth, *Grand Rivers*

Leslie Cole, *Executive Director*

**RECOMMENDATION of the  
KENTUCKY ENVIRONMENTAL QUALITY COMMISSION  
Air Quality Proposed Regulations/Amendments**

Pursuant to KRS 224.01-100 through 224.01-115, the Environmental Quality Commission shall have the power, duty and authority to:

- Recommend adoption or rejection by a majority of its membership present and voting of any proposal by the cabinet to adopt, modify or revoke any rule or regulation pertaining to the prevention, abatement and control of existing or threatened air or water pollution, disposal of waste, control of noise, or the use of air, land, or water resources, or strip mining and reclamation.
- The Commission shall tender in writing, its recommendation of adoption or rejection. If the Cabinet adopts any matter upon the Commission's recommendation of rejection, the Secretary shall file with the Commission a statement of the reason therefore.

**Therefore, on January 27, 2005:**

The Environmental Quality Commission voted unanimously to recommend adoption of the Kentucky Division for Air Quality proposed regulations and amendments:

**401 KAR 59:760. Commercial Motor Vehicle and Mobile Equipment Refinishing Operations**

**With the request that the Cabinet for Environmental and Public Protection consider applying this standard to other areas in Kentucky that are not meeting the 8-hour ozone standard.**

A handwritten signature in black ink, appearing to read "Lindell Ormsbee".

*Signed*

January 27, 2005

*date*